



DTOS Rec'd PCTO

13 AUG 2002

PATENT

PCT

Case Docket No. DAVI148.001APC

Date: August 9, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ankenbauer, et al.

App. No. : 10/009,916

Filed : November 13, 2001

For : LAWSONIA DERIVED GENE
AND RELATED SODC
POLYPEPTIDES, PEPTIDES
AND PROTEINS AND THEIR
USES

Group Art Unit: Unknown

I hereby certify that this correspondence and all marked
attachments are being deposited with the United States
Postal Service as first class mail in an envelope addressed
to: United States Patent and Trademark Office, P.O. Box
2327, Arlington, VA 22202, on

August 9, 2002

(Date)

Jennifer A. Haynes, Ph. D., Reg. No. 48,868

TRANSMITTAL LETTER

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

ATTENTION: BOX MISSING PARTS

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), which was mailed by the Office on February 20, 2002, enclosed are:

- (X) Declaration and Power of Attorney documents.
- (X) Power of Attorney Forms and Copies of Assignments.
- (X) An extension of time to respond for 4 months is hereby requested.

Time Extension Fee:

- (X) three months (\$1440 large entity)
- (X) Response to Missing Requirements and Supplemental Preliminary Amendment.
- (X) Sequence Listing Diskette and paper copy.

PATENT

Case Docket No. DAVI148.001APC
Date: August 9, 2002

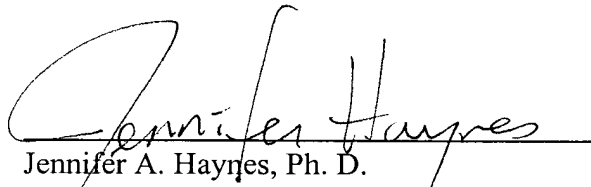
- (X) Information Disclosure Statement.
- (X) PTO Form 1449 with 3 references.
- (X) A Notice to File Missing Parts.
- (X) Return prepaid postcard.
- (X) Fees as calculated below:

| | | |
|------------------------------------------|----------|----------|
| FEE FOR EXTENSION OF TIME (LARGE ENTITY) | 4 months | \$ 1440 |
| SURCHARGE 37 CFR 1.16(e) | | \$ + 130 |
| TOTAL OF ABOVE CALCULATIONS | | \$ 1570 |
| TOTAL FEES SUBMITTED HERewith | | \$ 1570 |

- (X) A check in the amount of \$1570 to cover the above fees is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.

08/16/2002 ATRAN1 00000137 10009916

01 FC:118 1440.00 OP
02 FC:154 130.00 OP


Jennifer A. Haynes, Ph. D.
Registration No. 48,868
Agent of Record



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 991
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

| | | |
|-----------------------------|--------------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/009,916 | Robert Gerard Ankenbauer | DAVII48.001APC |

20995

· KNOBBE MARTENS OLSON & BEAR LLP
 620 NEWPORT CENTER DRIVE
 SIXTEENTH FLOOR
 NEWPORT BEACH, CA 92660



| | |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/AU00/00436 | |
| I.A. FILING DATE | PRIORITY DATE |
| 05/11/2000 | 05/13/1999 |

CONFIRMATION NO. 6713

371 FORMALITIES LETTER



OC000000007486211

Date Mailed: 02/20/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).
 - See Attached(Raw Sequence Listing Error Report)
 - APPLICANT MUST PROVIDE:
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
 - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 305-3738

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY DOCKET NO |
|-----------------------------|-------------------------------|----------------|
| 10/009,916 | PCT/AU00/00436 | DAV1148.001APC |